THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO. 11431 of 2007

DATE: 05-06-2007

Between :

D.China Venkat Reddy and 5 others.

… Petitioners

And

The Joint Collector,
Guntur and 3 others.

… Respondents

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO. 11431 of 2007

ORDER:

The petitioners herein are cardholders of Pamidipadu village, Gollapalli Mandal, Guntur District. This writ petition is filed questioning the order dated 20-12-2006 passed by the second respondent-Revenue Divisional Officer thereby permitting the fourth respondent herein to continue as fair price shop dealer.

As could be seen from the material on record, an enquiry was initiated against the fourth respondent with regard to certain irregularities in distribution of the essential commodities and after conducting due enquiry, the second respondent thought it fit to allow the fourth respondent to continue as fair price shop dealer with a warning to be more careful in future. Though the petitioners raised various grounds assailing the said order on merits, since admittedly against the impugned order an alternative remedy of appeal is available under Section 20 of the Andhra Pradesh State Public Distribution System Control Order, 2001 (for short 'the Order'), I am not inclined to express any opinion on merits.

Accordingly, the writ petition is disposed of granting leave and liberty to the petitioners to work out the alternative remedy of appeal available under the Order. It is also open to the petitioners to file an appropriate application to condone the delay in filing the appeal, in which event, the same shall be considered by the appellate authority in accordance with law and appropriate orders be passed. No costs.

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G. ROHINI, J.

Date:05-06-2007

Note: Issue C.C. in two days.

B/o

KLP